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9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 LUISITO PINEDA,

12 Plaintiff,

13 v.

14 GERALD HASSELL CEO for THE BANK OF
15 NEW YORK MELLON FKA THE BANK OF
16 NEW YORK AS SUCCESSOR TRUSTEE TO
JP MORGAN CHASE BANK, N.A. as
17 TRUSTEE FOR HOLDERS OF SAMI II 2006-
AR2., MTG PASS-THROUGH
18 CERTIFICATES, SERIES 2006-AR2.,

19 Defendants.

Case No.: 2:14-cv-00346-APG-VCF

**ORDER GRANTING
MOTION TO DISMISS [DKT. 4],
MOTION TO STRIKE [DKT. 7], AND
MOTION TO STRIKE [DKT. 17]**

20 Defendant Gerald Hassell, CEO of the Bank of New York Mellon (**Hassell**), filed a motion
21 to dismiss [Dkt. 4] on March 12, 2014, a motion to strike [Dkt. 7] various documents filed in state
22 court on March 17, 2014, and a motion to strike [Dkt. 17] the documents filed as [Dkt. 13] and [Dkt.
23 14] on March 31, 2014. Plaintiff Luisito Pineda did not oppose any of the foregoing motions.

24 The Court heard the motions on April 10, 2014, at 1:30 p.m. Christina S. Bhirud, Esq.
25 appeared on behalf of Hassell, and plaintiff appeared in proper person (and accompanied by Ayrick
26 Talbo).

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The Court, having reviewed the motions and all related filings, having heard arguments presented by counsel and plaintiff, and for good cause appearing, orders, adjudges, and decrees as follows:

It is ORDERED, ADJUDGED, and DECREED that Gerald Hassell's motion to dismiss [Dkt. 4], motion to strike [Dkt. 7] various documents filed in state court, and motion to strike [Dkt. 17] the documents filed as [Dkt. 13] and [Dkt. 14] ARE GRANTED;

It is further ORDERED, ADJUDGED, and DECREED that the case is dismissed without prejudice.

IT IS SO ORDERED.



UNITED STATES DISTRICT COURT JUDGE

Dated: April 14, 2014

Respectfully submitted,

/s/ Christina S. Bhirud
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